

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION

DAVID LYNCH, #81587

PETITIONER

VERSUS

CIVIL ACTION NO. 4:09cv77TSL-LRA

WARDEN HOLMAN

RESPONDENT

**FINAL JUDGMENT**

This cause is before the court, sua sponte, for consideration of dismissal. Pursuant to the opinion and order issued this day, it is hereby, ORDERED AND ADJUDGED that this cause be dismissed without prejudice for failure to exhaust his available state court remedies.

SO ORDERED AND ADJUDGED, this the 7th day of July, 2009.

/s/Tom S. Lee

UNITED STATES DISTRICT JUDGE